

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

IN RE: V.R. KING CONSTRUCTION, LLC

Debtor

CHAPTER 7

Y2 YOGA COTSWOLD, LLC

CASE NO: 18-31635

Plaintiff,

V.

ADV. PROC. NO: 19-03047

VINROY W. REID, V.R. KING
CONSTRUCTION, LLC
A. BURTON SHUFORD CHAPTER 7 TRUSTEE
FOR V.R. KING CONSTRUCTION, LLC
AND VINROY REID

Defendants.

AMENDED DESIGNATION OF RECORD
ON APPEAL

NOW COMES, Defendant-Appellant, VR King Construction, LLC (hereinafter "Appellant" or "Defendant") and shows unto this Court its Designation of The Record on Appeal and states as follows:

The Appellant designates the following items to be included in the record.

Bankruptcy Court Number	Date Entered /Filed	Description
1	10.31.2018	Voluntary Petition Under Chapter 11
1	8.23.2019	Adversary case 19-03047. Complaint 21 for Declaratory Relief to Confirm Validity, Priority and Extent of Liens on Real Property and Allow Charges Pursuant to 11 U.S.C. Section 506(b)
11	10.22.2019	Answer to Complaint (RE: related document(s)1 Complaint filed by Plaintiff Y2 Yoga Cotswold, LLC)
12	10.24.2019	Answer to Complaint and Motion to Dismiss Complaint
17	4.14.2020	Motion for Judgment on the Pleadings, Alternate Motion for Summary Judgment.
20	4.16.2020	Second Motion to Dismiss Adversary Proceeding
24	4.28.2020	Response of A. Burton Shuford, Trustee to Motion for Judgment on the Pleadings, Alternate Motion for Summary Judgment
25	4.29.2020	Response in Opposition to Hearing scheduled
26	4.29.2020	Response of Y2 Yoga Cotswold, LLC to Motions to

		Dismiss
28	4.30.2020	Affidavit, Verification on Pleading and Declaration Under Penalty of Perjury
32	5.1.2020	Brief of Defendant A. Burton Shuford, Trustee for V.R. King Construction, LLC, in Support of Motions to Dismiss (
34	5.1.2020	Brief of Plaintiff Y2 Yoga Cotswold, LLC in Support of Motion for Judgment on the Pleadings, Alternate Motion for Summary Judgment
36	5.4.2020	Affidavit, Verification of Pleading and Declaration Under Penalty of Perjury of Tanner Bazemore
38	5.4.2020	Brief - Reply Brief of Defendant A. Burton Shuford, Trustee for V.R. King Construction, LLC
39	5.4.2020	Response (RE: related document(s)34 Brief filed by Plaintiff Y2 Yoga Cotswold, LLC
40	5.4.2020	Response of Plaintiff Y2 Yoga Cotswold, LLC to Brief of Defendant A. Burton Shuford, Trustee for V.R. King Construction, LLC, in Support of Motions to Dismiss
	5.6.2020	Transcript of hearing held on May 6, 2020, by the Honorable Laura T. Beyer Granting in Part/Denying in Part as Not ripe: Y2 Yoga Cotswold, LLC; Y2 Yoga Cotswold, LLC to File Amended Proof Of Claim by 7/20/2020, Objections withNotice of a Hearing Are Due By 7/20/2020; Denying Defendant A BurtonShuford's Motion to Dismiss; and Denying Appellant-Defendant V.R. King'sMotion to Dismiss;
	6.19.2020	Transcript of hearing held on June 19, 2020, by the Honorable Laura T. Beyer Granting in Part/Denying in Part as Not ripe: Y2 Yoga Cotswold, LLC; Y2 Yoga Cotswold, LLC to File Amended Proof Of Claim by 7/20/2020, Objections withNotice of a Hearing Are Due By 7/20/2020; Denying Defendant A BurtonShuford's Motion to Dismiss; and Denying Appellant-Defendant V.R. King'sMotion to Dismiss;
49	5.18.2020	Motion For Judgment on the Pleadings, Alternative Motion for Summary Judgment.
51	5.29.2020	Brief - Supplemental Brief of Defendant A. Burton Shuford, Trustee for VR King Construction
52	5.29.2020	Motion Memorandum In Support Of Motion to Dismiss
53	5.26.2020	Brief Supplemental Brief In Opposition.
54	5.29.2020	Brief /Supplemental Brief of Plaintiff; Response to Supplemental Brief Of Defendant.
57	6.5.2020	Brief - Reply Brief of Defendant
58	6.8.2020	Response /Plaintiff's Response to Defendant V.R. King Construction, LLC's
	6.19.2020	Disposition of Hearing Held before the Honorable Laura T. Beyer: SATISFIED
	6.19.2020	Disposition of Hearing Held before the Honorable Laura T. Beyer: Filed 06/26/21
	6.19.2020	Disposition of Hearing Held before the Honorable Laura

		T. Beyer: GRANTED IN PART/DENIED IN PART AS NOT RIPE;
	6.19.2020	Disposition of Hearing Held before the Honorable Laura T. Beyer: DENIED
	6.19.2020	Disposition of Hearing Held before the Honorable Laura T. Beyer: DENIED
62	12.2.2020	Memorandum Opinion and Order Granting in Part Plaintiff's Motion for Summary Judgment; Denying Defendants' Motion to Dismiss, Motions for Judgment on the Pleadings and Alternate Motions for Summary Judgment; Deferring Ruling on Certain Issues Pertaining to <u>11 U.S.C. Section 506(B)</u> ; and Setting Deadlines for Filing of Proof of Claims and Any Objections Thereto
63	12.14.2020	Motion To Reconsider
66	1.13.2021	Response and Objection to Motion Requesting Reconsideration
67	1.29.2021	Amended and Supplemental Declaration of David G. Guidry
	2.2.2021	Disposition of Hearing Held before the Honorable Laura T. Beyer: DENIED
76	2.18.2021	Order Denying Defendant's Motion Requesting Reconsideration.
77	3.4.2021	Notice of Appeal to District Court.
83	4.5.2021	Request For Transcript for hearing on DATE: 5/6/2021 by Randel Raison.
84	4.5.2021	Request For Transcript for hearing on DATE: 6/19/2020 by Randel Raison

This the 24th day of August, 2021,

THE LEWIS LAW FIRM, PA.

ls/Robert Lewis, Jr.
 ROBERT LEWIS, JR.
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A. BURTON SHUFORD CHAPTER 7 TRUSTEE
FOR V.R. KING CONSTRUCTION, LLC
AND VINROY REID

Defendants.

CERTIFICATE OF SERVICE

I, Robert Lewis, Jr., do hereby certify, under penalty of perjury, that I am sufficient age to tender service; and that on this day I had served the attached **AMENDED DESIGNATION OF RECORD ON APPEAL**, by regular mail and or electronic mail, upon the parties set forth below:

Shelley K. Abel
Bankruptcy Administrator (via ECF)
402 West Trade Street
Suite 200
Charlotte, NC 27601
Tel: 704-3507590
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James H. Henderson (via ECF)
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Vinroy W. Reid (via U.S. Mail)
P.O. Box 5035

Charlotte, North Carolina 28229

This the 24th day of August 2021.

The Lewis Law Firm, P.A.

/s/Robert Lewis, Jr.

ROBERT LEWIS, JR.

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